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July 6, 2020

Hon. Naomi Reice Buchwald

U.S. District Court

500 Peal St.

New York, NY 10007

Re: *U.S. v. Paulino, et al* {Jose Albert Burgos-Cabada} 18 cr 173 (NRB)

Dear Judge Buchwald:

I am counsel for Jose Burgos-Cabada, a defendant in the above referenced matter.

Currently his case is scheduled for sentencing on July 22, 2020. Please accept this letter in lieu of a formal motion to continue the sentencing for three weeks to August 12, 2020, or thereafter, subject to the Court's availability.

I make this request as I seek additional time to continue working on the sentencing submission which I will submit on behalf of Mr. Burgos-Capada. In addition, I seek to confirm that Mr. Burgos-Capada is willing to proceed with his sentencing by teleconference instead of seeking a longer adjournment until September (when, perhaps, it will be safe to resume in person sentencing). I note a co-defendant, Victor Dejesus-Ferreira, recently had his sentencing adjourned to late September due to the Covid-19 pandemic.

Mr. Burgos-Cabada is currently in custody at the Westchester County jail. Unlike, MCC or MDC, this facility has not set up a protocol for attorneys to make legal calls. As such, in order to ascertain his preference, I will send him correspondence today requesting he contact me to let me know his preference. In the event he seeks to wait for an in-persons sentencing, I will submit a follow up request. If he is willing to proceed by teleconference, then we can proceed on the adjourn date.

I have conferred with the Government and they consent to this request.

Respectfully submitted,

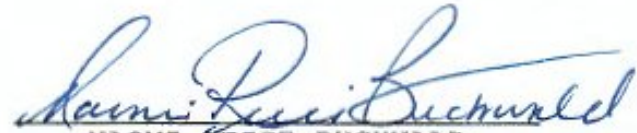
/s/

Jeffrey G. Pittell

cc: Timothy Capozzi, AUSA

Jose Burgos-Cabada

While counsel leaves the Court no practical alternative but to grant his request, it is apparent that he did not endeavor to proceed with the scheduled sentencing. Mr. Burgos-Cabada's sentencing is adjourned until August 13, 2020 at 11:00 a.m. The defendant's sentencing submission is due on July 28, 2020. The Government's sentencing submission is due on August 4, 2020.



NAOMI REICE BUCHWALD  
UNITED STATES DISTRICT JUDGE

Dated: July 6, 2020